



OFFICE OF
INSURANCE COMMISSIONER

7294 05/31/06

\$1,000.00 ✓

In The Matter Of:

AMERICAN HEART ASSOCIATION INC

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) No. D06-193
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CONSENT ORDER
LEVYING A FINE

Comes Now the Insurance Commissioner of the State of Washington, pursuant to the authority set forth in RCW 48.01.020 and RCW 48.02.080 and RCW 48.38.050, and having reviewed the official records and files of the Office of the Insurance Commissioner, makes the following:

FINDINGS OF FACT:

1. AMERICAN HEART ASSOCIATION INC is a charitable organization registered under Chapter 48.38 RCW holding Certificate of Exemption #65 to issue charitable gift annuities in the State of Washington.
2. AMERICAN HEART ASSOCIATION INC is required, under RCW 48.38.010(10), to submit its Annual Report, Actuarial Certification, and annual filing fee on or before March 1 for the preceding report year.
3. AMERICAN HEART ASSOCIATION INC submitted its 2005 Annual Report, Actuarial Certification and filing fee on or about March 13, 2006; all three items being due on or before March 1, 2006.

CONSENT ORDER 1

Mailing Address: P.O. Box 40255 • Olympia, WA 98504-0255
Street Address: 5000 Capitol Blvd. • Tumwater, WA 98501



Based upon the foregoing Findings of Fact, the Commissioner makes the following:

CONCLUSIONS OF LAW

1. AMERICAN HEART ASSOCIATION INC by and through the conduct described above has violated RCW 48.38.010(10).
2. RCW 48.38.050 authorizes the Insurance Commissioner to impose a fine in lieu of the suspension or revocation of an organization's certificate.
3. The organization committed the following violation(s) of Washington law:
 - a. The organization failed to meet the filing deadline as required by statute.

CONSENT TO ORDER

AMERICAN HEART ASSOCIATION INC consents to entry of this Order, waives further administrative or judicial proceedings in this matter, and acknowledges its duty to comply fully with the applicable laws of the State of Washington. The Commissioner has offered a settlement in lieu of suspending or revoking the Certificate of Exemption.

By agreement of the parties, the OIC will impose a fine of \$1,000.00 on condition that:

1. Within thirty days, AMERICAN HEART ASSOCIATION INC pays to the OIC the full amount of the fine.
2. AMERICAN HEART ASSOCIATION INC commits no further violations of the statutes and regulations that are the subject of this Consent Order.
3. AMERICAN HEART ASSOCIATION INC voluntarily consents to this order to resolve the issues and conduct described herein and with the understanding that the payment of the amount due is a condition to avoiding suspension or revocation of the Certificate of Exemption.

EXECUTED this 24th day of May, 2006.

AMERICAN HEART ASSOCIATION INC

By: Melinda Jones

Printed Name: Melinda Jones

Typed Corporate Title: Director of Planned Giving

ORDER OF THE INSURANCE COMMISSIONER

NOW, THEREFORE, pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner hereby orders as follows:

1. AMERICAN HEART ASSOCIATION INC is ordered to pay a fine in the amount of \$1,000.00 upon the condition that AMERICAN HEART ASSOCIATION INC fully complies with the laws and regulations of the State of Washington which are the subject of this Order; and
2. Upon failure to pay the fine within the time limit set forth above, the sum will be recoverable in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington, pursuant to RCW 48.38.050.

ENTERED AT TUMWATER, WASHINGTON, this 5th day of June, 2006.

MIKE KREIDLER,
Insurance Commissioner

By: James T. Odiorne

James T. Odiorne
Deputy Insurance Commissioner